IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE K.C. BHANU

WRIT PETITION NO : 16727 of 2004

Between:

Uma Sankar Cloth Shop, Rep. by its Proprietor,
Pinjarla Kedareswara Rao, S/o. Surya Rao,

Aged About 53 Years, Shop No.104, M.G. Complex, Rajahmundry, E.G. District.

..... PETITIONER

AND

1 The Deputy Commissioner of Labour,

Zone-II, Eluru, and another.

.....RESPONDENTS

ORDER:

Seeking a declaration that the action of the first respondent in passing the order in M.W.No.119 of 1999, dated 4-1-2000, directing the petitioner to pay an amount of Rs.52,350/- is illegal and arbitrary, the present writ petition is filed.

The sole grievance of the petitioner is that the first respondent has not issued any notice as contemplated under the provisions of the Minimum Wages Act before passing the order in M.W.No.119 of 1999, dated 4-1-2000.

None appears for the petitioner. Heard the learned Government Pleader for

Labour, and perused the record.

A perusal of the impugned order goes to show that the application filed by the second respondent-Assistant Labour officer was taken on file, and heard from time to time, and when the petitioner herein failed to attend before the Authority despite notice sent by way of Registered Post with Acknowledgment Due, he was set *ex parte* on 2-3-1999. Inasmuch as the petitioner deliberately failed to contest the case before the first respondent-Deputy Commissioner, this is not a case where the principles of natural justice have been violated.

Hence, the Writ petition is devoid of merits, and is, accordingly, dismissed. No costs.

23-09-2005

LUR